

REMARKS

Please reconsider the application in view of the above amendments and the following remarks. Applicant thanks the Examiner for carefully considering this application.

Disposition of Claims

Claims 1-16 are pending in the application. Claims 1 and 8 are independent. The remaining claims depend directly or indirectly from claims 1 and 8.

Attorney Docket Number

Applicant requests that the Attorney Docket No. for this matter be changed from "0007056-0205/P5938" as indicated on the cover sheet received with this office action to "16159/090001; P5938."

Oath and Declaration

We are in the process of obtaining a substitute oath and declaration satisfying the requirements of the United States Patent and Trademark Office from the inventor. Upon submitting the substitute oath and declaration the cited objection will be moot.

Rejection(s) under 35 U.S.C § 101

Claims 1-8 stand rejected under 35 U.S.C. § 101. Claims 1-8 have been amended to include the phrase "executing on a computer readable medium" as suggested by the Examiner. Accordingly, withdrawal of this rejection is respectfully requested.

Rejection(s) under 35 U.S.C § 102

Claims 1-16 stand rejected under 35 U.S.C. § 102(b) in view of “Microsoft GW-BASIC Interpreter User’s Guide” (hereafter “GW-BASIC”). Independent claims 1 and 8 have been amended to include the limitation: “wherein the environment supports dynamic typing.” Support for this amendment may be found, for example, on pages 11 and 15 of the Instant Specification. The Applicant respectfully asserts that no new matter has been added by way of these amendments. To the extent that the rejection still applies to the amended claims, the rejection is respectfully requested.


For anticipation under 35 U.S.C. § 102, the reference must teach every aspect of the claimed invention either explicitly or impliedly. Any feature not directly taught must be inherently present. The Examiner has asserted that GW-BASIC teaches a method for implementing a stream operator. The Applicant respectfully disagrees. Specifically, it is well known in the art that the programming language (*i.e.*, GW Basic) discussed in GW-BASIC is not a dynamically-typed programming language, rather GW-BASIC is statically-typed programming language. Accordingly, GW-BASIC can not be used to support a rejection because GW-BASIC fails to teach or suggest a stream operator in the context of a dynamically-typed programming language. Accordingly, withdrawal of the rejection is respectfully requested.

Conclusion

Applicant believes this reply is fully responsive to all outstanding issues and places this application in condition for allowance. If this belief is incorrect, or other issues arise, the Examiner is encouraged to contact the undersigned or his associates at the telephone number listed below. Please apply any charges not covered, or any credits, to Deposit Account 50-0591 (Reference Number 16159/090001).

Date: December 1, 2004

Respectfully submitted,



Robert P. Lord
Reg. No. 46,479
OSHA & MAY L.L.P.
One Houston Center, Suite 2800
1221 McKinney Street
Houston, TX 77010
Telephone: (713) 228-8600
Facsimile: (713) 228-8778